Convert contemply agreement of the contemplation of

known that no proceedings against him, nor against Cashler Jones, either, for that matter, had been in contempla-tion, nor were any such proceedings in

A VITAL POINT.

When Did the Murray Car Reach Had Expressed the Fear That Mr. State Street?

Mr. Stoutt was in Murray on the day car which is due to arrive in the city, car which is due to arrive in the city, at the corner of State and First South, at 6:16. This would make the arrival of the car at the corner of Fifth South and State about 6:05. That corner is one block from the home of the wounded man. But the car was late ten minutes. That brought Mr. Stoutt home at 6:15, so far as the corner, one block away, is concerned. Allow him five minutes to walk the block, and he gets to the scene of the shooting at 6:20, or twenty-five minutes before the tragedy occurred, and ien minutes before seeing Sutherland, Jones and Mrs. Jones passed the Stout residence.

The puzzle in this instance is: Where was Stoutt during the interval of twenty-five minutes? Was he lurking in the vicinity of his own home waiting to be shot? Now, admitting, for the sake of argument, the car was twenty minutes late. That would have the corner of State and First South, at the car at the corner of Fifth South and become a violent enemy of Mr. Stoutt because of a circumstance which occured some time ago. It was alleged that Jones was spending too much money; was overdrawing his account, and that Mr. Stoutt insisted he should stop it on he would report the matter to the directors, That he finally did so, and Jones become very much enemy of a stout residence.

The puzzle in this instance is: Where was Stoutt during the interval of twenty-five minutes? Was he lurking in the vicinity of his own home waiting to be shot? Now, admitting, for the sake of argument, the car was stout that any such circumstance ever took again and that Mr. Stoutt insisted he should stop it on he would report the matter to the directors. That he finally did so, and Jones become very much elicity and the directors, however, do not admit that any such circumstance ever to the directors, however, do not admit any such circumstance ever the directors and the minutes and become a vicinal special stop is one the same and the minutes are the minutes of a circumstance which occurred some time and the which occurred some time and the whole that J at the corner of State and First South, at 8:16. This would make the arrival of the car at the corner of Fifth South and State about 6:05. That corner is one block from the home of the wound-

ing to be shot? Now, admitting, for the sake of argument, the car was steenty minutes late. That would have brought Stoutt and Jones together at the corner, but Sutherland and Mrs. Jones were with him at that time. The shooting could not have occurred them. Make the delay in the arrival of the car twenty-five minutes, and Jones would have been past the corner five minutes. Make it thirty-five minutes late and they could not have met under any circumstances, because at that time Jones was eating his supper, according to the statements of himself. Mrs. Jones and another witness in the house.

THE UTAH NATIONAL SAFE.

Bank Examiner Wightman Says Its

passed the Stoutt residence at 6:30. Jones went home. In order to have enight Stoutt and shoot him he must have known the car was late, and exactly how late, in order to make his dates meet. And in addition to this, he uid have had to develop a wonderful etness of foot and a sort of makinghimself-invisible power, for he surely would have been seen either going or returning, covering the distance be-tween the place of the shooting and his a home, for he came from his own \$23,890, se fifteen minutes after the shooting.

HOW JONES SPENT THE DAY.

Kept Busy Receiving Expressions of Institution Prepared For Emergen-Confidence From Friends.

Cashier A. B. Jones was at his desk in the Unah National bank at the usual hour yesterday morning. His face was as ruddy and his manner as congenial as ever, but it was altorether spontaneous. Mr. Jones is not one bit worned to the shooting, would cause a run on the bank yesterday, and the officials were fully prepared to meet it.

Visions of a long line of depositors through the rough the rough the rough the rough the rough the pest men of salt Lake, who called to give him a hand-diarp, express their about confidence in him, and utter a shooting confidence in him, and utter a shooting of the ex-president of the Utah National bank, followed by his accusation that the present cashler did the shooting, would cause a run on the bank yesterday, and the officials were fully prepared to meet it.

Visions of a long line of depositors struggling to get in and withdraw their balances flitted through the minds of those liking sensations, and several of them were at the bank corner vesterday morning when the bank opened. But if they expected a "run," they were working, and called him (Livingston) a scamp, a scoundred, the fiday that he and Scott were employed by the Rocky Mountain Bell Telephone company, and that Blair approached by Jones and accused of being bribed in a similar manner.

Livingston further sets out in his affidials the shooting to get in and withdraw their balances flitted through the minds of these whom they were working, and called him (Livingston) a scamp, a scoundred, the bank corner vester-day morning when the bank opened. But if they expected a "run," they were very much disappointed. Nothing of the kind took place. The ordinary routine of business was carried on, and Teller Grosebeck had no occasion to bring up the "long green" and the slot of light that he and Scott were employed by the Rocky Mountain Bell Telephone company, and that Blair approached the figure of the constant Bell Telephone company, and that him a similar manner.

Livingston further sets out in his assistant that be about the about the figure of the constant Bell t

After banking hours, the officers got

only other person present. Stoutt had previously made the statement to Descrive Gillespie that he knew who did the shooting, but refused to divaige the name. The chief told him plainly that in subserving the cause of justice, he had a right to know the person who committed the crime, and insisted on a full explanation. Stoutt hesitated for some time, expressing himself as not carlog to divulke the name unless the wound should be considered probably a fatal one. Chief Pratt grew intensely in earnest, and asked Dr. Pinkerton to state to Mr. Stoutt he scarct condition. The doctor thereupon imparted to Mr. Stoutt the Information that the wound was a very serious one, and might prove fatal; and, further, that it he had any statement to make, he should do so immediately.

Mr. Stoutt finally agreed to tell who did it, provided it should not be told that he divulged the name. He also insisted that the man should not be airrosted. It was then he declared that A. B. Jones fired the builet.

Chief Pratt reminded him that possibly he was on his dentibed, and service as having occurred about 5:30.

from custedy. Chief Prait acquiesced and released him, but did so under the protest that the dying declaration of Stoutt was abundant justification to hold Jones under arrest. He was allowed to go at 1:30 yesterday morning.

FROM MR. STOUTT'S SIDE.

Jones Would Kill Him.

A story comes from the Stoutt side of the shooting, and came up on the of the affair to the effect that Cashier Jones had become a violent enemy of

Jones, Mrs. Jones and Sutherland Bank Examiner Wightman Says Its Condition Is Excellent.

"You can state for me," said Bank Examiner Wightman last evening, that the affairs of the Utah National bank are in excellent condition. Since the reduction of the bank's capital last October, from \$200,000 to \$100,000, its assets are as clean as can be, and every-

thing is safe and secure."
It is learned from an undoubted source that ex-President Stoutt's indebtedness to the bank amounts to of which sum \$11,500 is amply

NO "RUN ON THE BANK."

cies, But Nothing Unusual Came.

A good many people expected that

ONE MORE STORY EXPLODED.

lowing a few minutes' variation from the reported time of the shooting, which was first announced as having Colonel which was first announced as having occurred about 6:30.

Lieutenant Colonel Wagner, reads:

"In compliance with paragraph 2, S.
O. No. 199, dated headquarters department of California, San Francisco, Cal.,
Dec. 8, 1898, the First troop Utah volunteer cavalry, is hereby relieved from
duty at this post. The troop commander will report to Captain Henry C.
Danes, Third artillery, mustering-out
officer, for the muster out of his troop,
The commanding officer takes this occasion to express his entire satisfac-"In compliance with paragraph 2, S. O. No. 199, dated headquarters depart ment of California, Stan Francisco, Cal. Dec. 8, 1898, the First troop Utah volunteer cavalry, is hereby relieved from duty at this post. The troop command. er will report to Captain Henry C. Danes, Third artillery, mustering-out officer, for the muster out of his troop. The commanding officer takes this occasion to express his entire satisfaction with the good discipline maintained by this organization, and the efficient performance of its duties, thus reflecting great credit upon its troop commander, officers and mem."

Lieutenant Colonel Wagner is known as an extremely strict disciplinarian, and for that reason his compliments, which would be unusual from any officer in such a case, are considered all the more flattering. It is a good guess that the troop will start home Dec. 20.

NEW TOBACCO TRUST.

strick has been sold for low prices until every rival has closed its strong to the price of milk on the price of butter. It will then related the price of milk on the pri

SHORT LINE INTIMIDATION Continental Company Incorporated With \$75,000,000 Capital.

Short Line Railroad company, for \$1,-999 damages, on the allegation that he was knocked off a car at McCammon

proached by Joe Jones and accused of being bribed by the affiant, and that he believes this was for the purpose of intimidation, and that Alex Scott, an-

Return of New York Volunteers. After banking hours, the officers got together in the directors' room and at the close of the meeting. Mr. Jones went quietry home to his wife. To a Hernia representative, who called last evening, he said that at this time he had no statement to give out in addition to that minds by him in Chief Pratt's office Friday evening.

WHAT ACTUALLY OCCURRED

When the Chief Was at Mr. Stoutt's Bedside.

Chief Pratt went to the residence of Mr. Stoutt about 8 o'clock Friday, as stated in pesterday's Herald, and was unhered into the presence of the wounded man, Dr. Pinkerton being the only other person present. Stoutt had previously made the statement to Detective Gillespe that he knew who did the shaping, but refused to divide the shaping, but refused to divide the shaping, but refused to divide the shaping out refused t San Francisco, Dec. 10.-The latest are that the New York regiment shall be transported to New York as a whole, and not in battallons, as heretefore sixted. This will necessitate the postponement of the departure of the first battallon until the arrival of the balance of the regiment from Honoiulu. The steamer City of Pekin, which was due here yesterday from Honoiulu with several hundred New Yorkers has not be insante.

NEW TORACCO TRUST.

the plug tobacco interests of the American Tobacco company, and also absorbs the entire business of John Finzer & Bros., Louisville, Ky.; P. H. Mayo & Bros., incorporated, Richmond, Va.; the P. J. Sorg company, Middletown, O.; Daniel Scotten & Co., Detroit, and the entire common stock of rated today medical company, was to see the proposed to have been stolen in Haward as a so as to avoid any trouble with the postal authorities. Secretary of State Day saw it before it was published."

About the time of the De Lome incl. dent Carlos de Quesada was in Washington, in the interests of the junta, and passing as a Venezuelan.

Pronounced CHARGES AGAINST POCATELLO the plug tobacco interests of the Amertroit, and the entire common stock of the P. Lorillard company, was incorpo-rated today under the laws of New

The authorized capital stock is \$75,-The authorized capital stock is \$75,600,000. The incorporators are as follows: Grant D. Schley, M. Leopoid, J.
B. Cobb, Colonel O. H. Payne, Paul
Brown, H. I. Drummond, C. H. Faucett, P. Lorilland, ir., Colonel J. B.
Hughes, Orin Scotten, Basil Doerhoefer,
J. B. Duke, H. L. Terrill, F. A. Ray,
Thomas Atkinson.
At a stockholders' meeting this afternoon the incorporators of the company elected its directors, and the directors elected the following officers:
President J. B. Duke, first vice pres-

on Aug. 2, and his arm broken and other injuries inflicted, has assumed quite a sensational turn. Livingston has filed with his complaint in the district court an affidavit, in which he states that he believes J. H. Blair, local attorney for the Short Line detective, have used illegal means and intimidations to prevent witnesses from being present and testifying in the case, and to get some of them out of the state.

Livingston swears that Henry

Thomas Atkinson.

At a stockholders' meeting this afternoon the incorporators of the company elected its directors, and the district court an affidavit, in which he states first vice president, J. B. Duke; first vice president, H. I. Drummond; second vice president, F. H. Ray; third vice president, Presiden

tion a few days ago.

Shoe Company Fails.

Boston, Dec. 10.—The New England Wednesday, probably offering \$90 s share for the 16,000 shares. The Wideshore a Leather association today announced the assignment of the Mudge Shoe company, with headquarters in this city and factories at Newburyport and East Rochester, N. H. The capital of the company is \$125,000. Its last annual report showed assets of \$331,298 and liabilities, including capital, of \$236,202.

----INSANE MOTHER'S DEED.

Poisoned One Child and Intended to

Kill the Other. Chicago, Dec. 10.—A special to the Post from Elgin, Ills., says: Mrs. Walbe insane.

To Cure a Cold In One Day take Laxative Bromo Quinine Tablets, All druggists refund the money if it falls to cure. 25c. The genuine has L The genuine has L. P. Q. on each tablet.

COLONEL WILLIAM J. BRYAN RESIGNS HIS COMMISSION

Announces That He Will Issue a Statement to the Public Explaining His Action.

Savannah, Ga., Dec. 10 .- Colonel William J. Bryan, colonel of the Third Nebraska regiment, has either forwarded his resignation to Washington, or informed of the shooting by Gien Mil- is about to do so. Of this there seems to be no doubt. Today he called upon General Lee, commander of the Seventh corps, and General Kelfer, commander of the First division of the corps of which Colonel Bryan's regiment is a part, and is understood to have announced his intention of quitting the

A B. Jones fired the builet.

Chief Pratt reminded him that possibly he was on his deathbed, and that the statement might be the last one he would ever make; that he must be positive; that the man whom he accurred about 6:30.

VAN COTT'S THEORY.

Has Only One, That Cashier Jones Is Innocent.

If County Attorney Van Cott has any opinions concerning the matter, other than he shave been told, but the above is an accurant account of the whole converged by the first that the man the innocence of Cashier Jones of have been told, but the above is an accurant account of the whole converged by the first that the man the innocence of Cashier flowers about the first the man the innocence of Cashier flowers about the first the man the innocence of Cashier flowers above is an accurant account of the whole converged by the first that the was not cognizant of the physical to a reporter that he might acquaint his corps commander with his intention prior to his departure for the island. Neither of the commanding generals would discuss the matter, and referred to Colonel Bryan as the proper source to get any news.

Colonel Bryan is believed to have hastened his decision in order that he might acquaint his corps commander with his intention prior to his departure for the island. Neither of the commanding generals would discuss the matter, and referred to Colonel Bryan as the proper source to get any news.

Colonel Bryan is believed to have hastened his decision in order that he might acquaint his corps commander with his intention prior to his departure for the island. Neither of the commanding generals would discuss the matter, and referred to Colonel Bryan as the proper source to get any news.

Colonel Bryan is believed to have hastened his decision in order that he might acquaint his corps commander with his intention prior to his departure for the island. Neither of the commanding generals would discuss the matter, he said when the time came he would prepare a written statement and give it to the former of the whole converged General Lee is to sail for Cuba on the transport Panama tomorrow, and

(Special to The Herald.)

Presidio, San Francisco, Cal., Dec.

10.—A special order issued today, signed by Adjutant Harrison, by order of Lieutenant Colonel Wagner, reads:

"In compliance with paragraph 2, S.

worable sed fair better reached its destination at the bed fair butter.

The Venezueian waiter took it out of the package of letters and turned it over to the junta.

"The funta sold the letter to a New York paper. It was turned over on the condition, however, that it should be supposed to have been stolen in Having, so as to avoid any trouble with the postal authorities. Secretary of State Day saw it before it was pub-

when shown the above dispatch this afternoon, characterized the story as a fabrication. He said the man mention-ed as Carlos de Quesada was no rela-

amalgamation of the plug tobacco interests of the country.

Lexington, Ky., Dec. 10.—At a mesting of the State League of Tobacco Growers, held here, a state organizer was chosen to go all over the state and organize county leagues.

The league is taking active legal steps against the tobacco trust. This is the first meeting since its organization a few days ago.

correct.
An Einglish syndicate representative

UNCOMFORTABLE TRANSPORT. Volunteers Sailed For Cuba In a

Cattle Ship. Sayannah, Ga., Dec. 10.-The transport Michigan sailed this afternoon for Marianao, with two battalions of the Second Illinois regiment. The officers and men strongly objected to going on the Michigan, as she has not yet been overhauled by the government and regularly fitted up for transport work. Her accommodations are not of the most comfortable.

Protests were sent to the medical department against the use of the vessel by the Illinois troops. General Lee demanded to have the ship inspected again, and sent Lieutenant Colonel Curagain, and sent Lieutenant Colonel Curtis Guild, jr., inspector general of the corps, and Assistant Adjutant General Dorst, to report upon its condition, Lieutenant Colonel Guild had aircady inspected the vessel and recommended that it only be used for the shipment of animals. Orders came from the war department that, owing to the unsettled condition of affairs in Cuba, the transport would have to be used for the shipment of men. It was listed by the quertermaster general's department to

quartermaster general's department to carry 800 men and 800 animals. This morning, after a careful investi-agtion of the ship, Colonel Guild and Colonel Dorst had the men of the Seccoloner boat has the fact the second Illinois questioned on what they preferred doing. They can neither go to Cuba on the Michigan or go back to their camps and wait an indefinite period for a transport to carry them away. The men decided to go on the Michigan

The inspector general will report to the war department that the vessel should not be used any more for men. POLITICS IN CUBA.

Havana Lawyers Divide the People Into Two Parties.

Havana, Dec. 10.-The Havana Bar association holds its annual election omorrow. Two groups are seeking to ontrol the organizations, and the discontrol the organizations, and the dis-cussions going on among the lawyers is one which is dividing thoughtful Cu-bans in all parts of the island into two political parties. One faction of the bar, led by Dr. Don Miguel Gener, is for immediate independence. The other party, under the leadership of Dr. Don Domingo Mendez Capote, advised that the lawyers and Cubans wait until the Americans have defined their purposes in the entirety before offering sugges-tions or criticisms.

The controversy is earnest, almost

fierce, and the result of the election is in doubt.

Eighth Infantry Starts.

Huntsville, Ala., Dec. 10.—The Eighth infantry departed tonight for Port Tampa, where they will embark, for Havana, to join the Seventh corps.

Lee Sails For Havana.

Savancah, Ga., Dec. 10.—General Fitz-hugh Lee and staff will sail for Ha-vana tomorrow on the transport Pana-ma, one of the first prizes captured in the American-Spanish war.

TO ENJOIN A JUDGE.

Plan of Defense In the Botkin Poisoning Case.

San Francisco, Dec. 10.-W. L. Harsupreme court to enjoin Superior Judge

supreme court to enjoin Superior Judge Carroll Cook from proceeding with the trial of Mrs. Cordella Botkin, the accused murderer of Mrs. John P. Dunning of Dover, Del.

The action of Harper was taken to determine the rights of the superior court to try the case, in view of the fact that the superior court refused to extradite Mrs. Botkin. It has been rumored that the defense would take some action in the case after all the evidence had been littroduced and step evidence had been introduced and ste in and declare that the court lacked jurisdiction in the case. If the defense waited until such a step in the case, it would be after the state had spent more than \$30,000 in the case and it is to prevent this great expenditure that Harper took the action that he did. The case has already cost the state many thousands of dollars. It is not known what action will be taken by the supreme court.

WITNESSES FOR KENNEY.

Bank Teller Had Vowed to "Get Even" With the Senator.

Wilmington, Del., Dec. 10.-The sixth day's proceedings in the trial of United States Senator Richard R. Kenney, on charges of conspiracy and aiding and

charges of conspiracy and siding and abetting in the misapplication of funds of the First National Bank of Dover, began with the turning over of the defendant for cross-examination by District Attorney Vandergrift.

Senator Kenney was under cross-examination for the greater part of the afternoon session. He repeated in destall his denial of Bogg's statements with reference to his connection with the defaulter's looting the bank. He admitted that he saw Boggs practically every day from 1894 to 1897, when Boggs fied. The senator admitted Boggs had confessed to a defalcation in 1894 Boggs had testified that he made the confession in 1896, yet in that time witness never alluded to the matter again. He said he knew Boggs gambled, yet he never doubted his integrity, nor had he any suspicion that the defendant's accounts were being manipulated. His recollection was also uncertain as to a number of check transactions in 1896.

By agreement of counsel, at the afternoon seasion Mr. Kenney's examinanumber of cheek transactions in 1868.

By agreement of counsel, at the afternoon session Mr. Kenney's examination was interrupted to permit the camination of two witnesses for the defense, Colonel Cooper, whom Judge Bradford desired remanded to Trenton prison before the day was over and a prison before the day was over and a Maryland lawyer named Hazel.

Colonel Cooper said in substance that
Boggs had told him just before flight
that Kenney was in no way responsible
for the defalcations and if he was, he,
Boggs, would not feel like sparing him,
Wednesday next week.

Have You Taken Advantage

Of our special offer from our large purchase of Children's Shoes? We still have over 1,000 pairs, which we place on the bargain coun-

75c, 95c and \$1.15.

See our elegant display in our show per of this city today petitioned the window of the Best Shoes and Slippers made.

> Leather Leggins for Boys, a pair\$1.00 Velvet Leggins for Children, a

> Ladies' Overgaiters, a pair.... 15

Felt Slippers, Fur Trimmed, a pair 95 Genuine Alligator and Real Seal Leather Slippers for Gentle-

men, a pair 3.50

Imitation Alligator, a pair.... 1.00

Buy your Holiday Shoes and Slippers of us and get the best.



HOISTS THE FLAG This Is the Way We Slash.

JUST HALF PRICE

IS ALL WE ASK FOR OUR ENTIRE STOCK OF



A \$30.00 Suit, 50 per cent off, this week - 15.00

This Grand Offer Stands For One Week Only.

NOW IS YOUR TIME TO BUY.

A \$12.50 Suit, 50 per cent off, this week - \$ 6.25 A \$15.00 Suit, 50 per cent off, this week - 7.50 A \$18.00 Suit, 50 per cent off, this week - 9.00

A \$20.00 Suit, 50 per cent off, this week - 10.00 A \$25.00 Suit, 50 per cent off, this week - 12.50

No Suit Kept Back, they all go, and --> AT JUST HALF PRICE.

228, 230 MAIN STREET.